

as to provide that where a member of such a society fails to designate a beneficiary or if at the death of the member the beneficiary designated is dead or has no insurable interest in the life of the member, the death benefits shall not be forfeited, but shall be paid to the persons named in said section in the order therein named, and declaring an emergency."

H. B. No. 241, "An Act to change and prescribe the time for holding district court in the Thirty-first Judicial District of this State; to conform all writs and process from such courts to such changes; to repeal all laws in conflict herewith, and declaring an emergency."

SENATE BILLS ON FIRST READING.

The following Senate bills were laid before the House, read severally first time, and referred to the appropriate committees as follows:

Senate bill No. 294, to the Committee on School Districts.

Senate bill No. 295, to the Committee on School Districts.

On motion of Mr. Quaid, the House, by unanimous consent, agreed to stand at ease until 10 o'clock a. m. tomorrow.

THIRTY-FIRST DAY.

(Continued.)

(Thursday, February 22, 1923.)

The House reconvened at 10 o'clock a. m., and was called to order by Speaker Seagler.

SENATE BILL NO. 301 ON SECOND READING.

The House resumed consideration of pending business, same being Senate bill No. 301, relating to the Workmen's Compensation Law, on its passage to third reading.

Senate bill No. 301 was then passed to third reading.

SENATE BILL NO. 316 ON SECOND READING.

The Speaker laid before the House, on its second reading and passage to third reading,

S. B. No. 316, A bill to be entitled "An Act making an appropriation of the unexpended balance of the American Legion memorial sanatorium appropriation, and appropriating for said sana-

torium the amount received from the American Legion and Benevolent War Risk Society with authority to use said amount for the sanatorium, and to redeem any pledges or obligations to the donors of same in connection with said sanatorium, and declaring an emergency."

The bill was read second time and was passed to third reading.

SENATE BILL NO. 316 ON THIRD READING.

Mr. Quaid moved that the constitutional rule requiring bills to be read on three several days be suspended, and that Senate bill No. 316 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—110.

| | |
|------------------|--------------|
| Abney. | Harrington. |
| Amsler. | Harris. |
| Arnold. | Henderson |
| Baker of Milam. | of Marion. |
| Baker of Orange. | Henderson |
| Barrett. | of McLennan. |
| Bell. | Houston. |
| Bobbitt. | Howeth. |
| Bonham. | Hughes. |
| Brady. | Irwin. |
| Burmeister. | Jacks. |
| Cable. | Jennings. |
| Carpenter | Jones. |
| of Dallas. | Laird. |
| Carpenter | Lamb. |
| of Matagorda. | Lane. |
| Carson. | LeStourgeon. |
| Carter of Coke. | Lewis. |
| Chitwood. | Loftin. |
| Coffee. | Looney. |
| Covey. | McBride. |
| Cowen. | McDaniel. |
| Crawford. | McKean. |
| Culp. | McNatt. |
| Davenport. | Mathes. |
| DeBerry. | Maxwell. |
| Dielmann. | Merriman. |
| Dinkle. | Merritt. |
| Dodd. | Miller. |
| Downs. | Montgomery. |
| Driggers. | Moore. |
| Duffey. | Morgan |
| Dunlap. | of Liberty. |
| Dunn. | Pate. |
| Durham. | Patman. |
| Edwards. | Perdue. |
| Faubion. | Pinkston. |
| Finlay. | Pool. |
| Fugler. | Pope. |
| Gipson. | Potter. |
| Greer. | Purl. |
| Hardin of Erath. | Quaid. |

| | |
|---------------------|--------------------|
| Quinn. | Stewart of Jasper. |
| Rice. | Stewart of Reeves. |
| Robinson. | Storey. |
| Rogers. | Stroder. |
| Rowland. | Sweet. |
| Russell of Trinity. | Thompson. |
| Sackett. | Thrasher. |
| Sanford. | Turner. |
| Satterwhite. | Vaughan. |
| Shearer. | Wallace. |
| Shires. | Wells. |
| Simpson. | Westbrook. |
| Sparkman. | Williamson. |
| Stell. | Wilmans. |
| Stewart | Wilson. |
| of Edwards. | Young. |

Nays—3.

| | |
|-----------|--------|
| Atkinson. | Davis. |
| Barker. | |

Absent.

| | |
|-------------|------------|
| Avis. | Lackey. |
| Baldwin. | LeMaster. |
| Beasley. | McDonald. |
| Bird. | McFarlane. |
| Blount. | Martin. |
| Bryant. | Melson. |
| Fields. | Patterson. |
| Frnka. | Price. |
| Green. | Rountree. |
| Hardin | Smith. |
| of Kaufman. | Stevens. |
| Hendricks. | Teer. |
| Johnson. | Wessels. |
| Kemble. | Winfree. |

Absent—Excused.

| | |
|-----------------|--------------|
| Carter of Hays. | Russell. |
| Collins. | of Callahan. |
| Hull. | Stiernberg. |
| Lusk. | Strickland. |
| Morgan | |
| of Robertson. | |

The Speaker then laid Senate bill No. 316 before the House on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—107.

| | |
|------------------|-----------------|
| Abney. | Cable. |
| Amsler. | Carpenter |
| Arnold. | of Matagorda. |
| Atkinson. | Carson. |
| Avis. | Carter of Coke. |
| Baker of Milam. | Chitwood. |
| Baker of Orange. | Coffee. |
| Barker. | Covey. |
| Barrett. | Cowen. |
| Bell. | Crawford. |
| Bobbitt. | Culp. |
| Bonham. | Davenport. |
| Brady. | DeBerry. |
| Bryant. | Dielmann. |

| | |
|------------------|---------------------|
| Dinkle. | Moore. |
| Dodd. | Morgan |
| Downs. | of Liberty. |
| Driggers. | Pate. |
| Duffey. | Patman. |
| Dunlap. | Perdue. |
| Dunn. | Pinkston. |
| Durham. | Pope. |
| Edwards. | Potter. |
| Faubion. | Price. |
| Finlay. | Purl. |
| Fugler. | Quaid. |
| Greer. | Quinn. |
| Hardin of Erath. | Rice. |
| Harrington. | Robinson. |
| Henderson | Rogers. |
| of McLennan. | Rountree. |
| Houston. | Rowland. |
| Howeth. | Russell of Trinity. |
| Hughes. | Sackett. |
| Jacks. | Satterwhite. |
| Jennings. | Shearer. |
| Jones. | Shires. |
| Lackey. | Simpson. |
| Laird. | Sparkman. |
| Lamb. | Stell. |
| LeMaster. | Stewart |
| LeStourgeon. | of Edwards. |
| Lewis. | Stewart of Jasper. |
| Loftin. | Storey. |
| Looney. | Stroder. |
| McBride. | Sweet. |
| McDaniel. | Thrasher. |
| McKean. | Vaughan. |
| McNatt. | Wallace. |
| Martin. | Wells. |
| Maxwell. | Westbrook. |
| Melson. | Williamson. |
| Miller. | Wilson. |
| Montgomery. | Young. |

Nays—3.

| | |
|-----------|----------|
| Davis. | Wessels. |
| Thompson. | |

Present—Not Voting.

Harris.

Absent.

| | |
|-------------|--------------------|
| Baldwin. | Johnson. |
| Beasley. | Kemble. |
| Bird. | Lane. |
| Blount. | McDonald. |
| Burmeister. | McFarlane. |
| Carpenter | Mathes. |
| of Dallas. | Merriman. |
| Fields. | Merritt. |
| Frnka. | Patterson. |
| Gipson. | Pool. |
| Green. | Russell. |
| Hardin | of Callahan. |
| of Kaufman. | Sanford. |
| Henderson | Smith. |
| of Marion. | Stevens. |
| Hendricks. | Stewart of Reeves. |
| Irwin. | Teer. |

Turner.
Wilmans.

Winfree.

Absent—Excused.

Carter of Hays. Morgan
Collins. of Robertson.
Hull. Stiernberg.
Lusk. Strickland.

MESSAGE FROM THE SENATE.

Senate Chamber,

Austin, Texas, February 22, 1923.

Hon. R. E. Seagler, Speaker of the
House of Representatives.

Sir: I am directed by the Senate to
inform the House that the Senate has
passed

S. C. R. No. 17, Relating to Senate
bill No. 52.

Respectfully,

RICHARD BLALOCK,

Assistant Secretary of the Senate.

SENATE BILL NO. 335 ON SECOND READING.

The Speaker laid before the House, on
its second reading and passage to third
reading,

S. B. No. 335, A bill to be entitled
"An Act creating additional and ade-
quate courts for Dallas county; defining
their jurisdiction; adjusting the business
of the existing district courts to the
business thereof; prescribing the duties
of the district court with respect there-
to; repealing all laws in conflict there-
with, and creating an emergency."

The bill was read second time.

Mrs. Wilmans offered the following
amendment to the bill:

Amend Senate bill No. 335 by striking
out Section 1, as written, and substitut-
ing the following:

"Section 1. That there be created in
Dallas county a new district court to
be known and designated as the Dallas
District Court of Domestic Relations.
The limits of said court shall be co-
extensive with the limits of Dallas
county."

Mr. Jacks raised a point of order on
further consideration of the amendment
on the ground that the amendment is
not germane to the purpose of the bill.

The Speaker overruled the point of
order.

Mrs. Wilmans moved the previous
question on the pending amendment and
the motion was duly seconded.

Question recurring on the motion for
the previous question, yeas and nays
were demanded.

The motion prevailed by the follow-
ing vote:

Yeas—57.

| | |
|-----------------|---------------------|
| Arnold. | Lewis. |
| Atkinson. | Loftin. |
| Baker of Milam. | McBride. |
| Barrett. | McDonald. |
| Bonham. | McKean. |
| Brady. | McNatt. |
| Carpenter | Mathes. |
| of Matagorda. | Miller. |
| Coffee. | Moore. |
| Cowen. | Pate. |
| Davis. | Perdue. |
| Dinkle. | Pinkston. |
| Downs. | Potter. |
| Driggers. | Rogers. |
| Duffey. | Rowland. |
| Dunlap. | Russell of Trinity. |
| Dunn. | Sackett. |
| Durham. | Sanford. |
| Faubion. | Satterwhite. |
| Fields. | Shearer. |
| Finlay. | Stewart of Jasper. |
| Greer. | Stroder. |
| Harrington. | Sweet. |
| Harris. | Thompson. |
| Henderson | Thrasher. |
| of Marion. | Turner. |
| Howeth. | Westbrook. |
| Laird. | Wilmans. |
| LeMaster. | Wilson. |
| LeSturgeon. | |

Nays—44.

| | |
|------------------|--------------------|
| Abney. | Looney. |
| Amsler. | McDaniel. |
| Baker of Orange. | Martin. |
| Baldwin. | Melson. |
| Barker. | Merriman. |
| Bell. | Morgan |
| Bobbitt. | of Liberty. |
| Burmeister. | Pope. |
| Cable. | Price. |
| Carpenter | Purl. |
| of Dallas. | Quaid. |
| Carson. | Robinson. |
| Covey. | Shires. |
| Crawford. | Simpson. |
| Culp. | Smith. |
| Dodd. | Sparkman. |
| Fugler. | Stell. |
| Henderson | Stewart of Reeves. |
| of McLennan. | Vaughan. |
| Houston. | Wells. |
| Hughes. | Wessels. |
| Irwin. | Williamson. |
| Jacks. | Young. |
| Jennings. | |

Present—Not Voting.

| | |
|-----------|-------------|
| Bryant. | Lane. |
| DeBerry. | Stewart |
| Dielmann. | of Edwards. |
| Jones. | |

Absent.

| | |
|------------------|-------------|
| Avis. | Lackey. |
| Beasley. | Lamb. |
| Bird. | McFarlane. |
| Blount. | Maxwell. |
| Carter of Coke. | Merritt. |
| Chitwood. | Montgomery. |
| Davenport. | Patman. |
| Edwards. | Patterson. |
| Frnka. | Pool. |
| Gipson. | Quinn. |
| Green. | Rice. |
| Hardin of Erath. | Rountree. |
| Hardin | Stevens. |
| of Kaufman. | Storey. |
| Hendricks. | Teer. |
| Johnson. | Wallace. |
| Kemble. | Winfree. |

Absent—Excused.

| | |
|-----------------|--------------|
| Carter of Hays. | Russell. |
| Collins. | of Callahan. |
| Hull. | Stiernberg. |
| Lusk. | Strickland. |
| Morgan | |
| of Robertson. | |

Question recurring on the amendment by Mrs. Wilmans, yeas and nays were demanded.

The amendment was adopted by the following vote:

Yeas—56.

| | |
|-----------------|---------------------|
| Abney. | McBride. |
| Arnold. | McKean. |
| Baker of Milam. | McNatt. |
| Barrett. | Mathes. |
| Bryant. | Moore. |
| Cowen. | Perdue. |
| Davis. | Pinkston. |
| DeBerry. | Price. |
| Dinkle. | Quinn. |
| Downs. | Robinson. |
| Driggers. | Rogers. |
| Duffey. | Rowland. |
| Dunlap. | Russell of Trinity. |
| Dunn. | Sackett. |
| Durham. | Satterwhite. |
| Faubion. | Shearer. |
| Fields. | Sparkman. |
| Finlay. | Stell. |
| Green. | Stewart of Jasper. |
| Greer. | Stroder. |
| Harris. | Sweet. |
| Howeth. | Thompson. |
| Laird. | Thrasher. |
| Lamb. | Turner. |
| LeMaster. | Vaughan. |
| LeSturgeon. | Westbrook. |
| Lewis. | Wilmans. |
| Loftin. | Wilson. |

Nays—49.

| | |
|---------|-----------|
| Amsler. | Atkinson. |
|---------|-----------|

| | |
|------------------|--------------------|
| Baker of Orange. | Looney. |
| Baldwin. | McDaniel. |
| Barker. | Martin. |
| Bell. | Maxwell. |
| Brady. | Melson. |
| Burmeister. | Merriman. |
| Cable. | Merritt. |
| Carpenter | Miller. |
| of Dallas. | Montgomery. |
| Carson. | Morgan |
| Chitwood. | of Liberty. |
| Covey. | Pool. |
| Crawford. | Pope. |
| Dielmann. | Potter. |
| Dodd. | Purl. |
| Edwards. | Quaid. |
| Hardin of Erath. | Rountree. |
| Harrington. | Sanford. |
| Henderson | Shires. |
| of Marion. | Smith. |
| Houston. | Stewart of Reeves. |
| Hughes. | Wells. |
| Irwin. | Wessels. |
| Jacks. | Williamson. |
| Jennings. | Young. |

Present—Not Voting.

| | |
|--------------|-------------|
| Coffee. | Pate. |
| Henderson | Simpson. |
| of McLennan. | Stewart |
| Jones. | of Edwards. |

Absent.

| | |
|-----------------|------------|
| Avis. | Hendricks. |
| Beasley. | Johnson. |
| Bird. | Kemble. |
| Blount. | Lackey. |
| Bobbitt. | Lane. |
| Bonham. | McDonald. |
| Carpenter | McFarlane. |
| of Matagorda. | Patman. |
| Carter of Coke. | Patterson. |
| Culp. | Rice. |
| Davenport. | Stevens. |
| Frnka. | Storey. |
| Fugler. | Teer. |
| Gipson. | Wallace. |
| Hardin | Winfree. |
| of Kaufman. | |

Absent—Excused.

| | |
|-----------------|--------------|
| Carter of Hays. | Russell. |
| Collins. | of Callahan. |
| Hull. | Stiernberg. |
| Lusk. | Strickland. |
| Morgan | |
| of Robertson. | |

Mrs. Wilmans offered the following amendment to the bill:

Amend Senate bill No. 335 by striking out all of Sections 3-5 and substituting in lieu thereof the following, to be printed as Sections 3, 3a, 3b, 3c, 3d, 3e: "Sec. 3. The jurisdiction of said court is hereby restricted and said court

shall have jurisdiction only of suits for divorce, suits for the dissolution of the marriage relation, suits involving the custody of minor children, and such other matters as wherein jurisdiction is expressly conferred by the terms of this act. The statutes of said court and the judge and other officers connected therewith, and the term for which said judge is elected shall be as is now provided for other district courts of Dallas county, subject only to the express provisions of this act.

"Sec. 3a. There shall be four terms of the Dallas County District Court of Domestic Relations, as follows: First, beginning on the first Monday in January of each year and shall continue in session until the last Saturday before the first Monday in April of each year thereafter; the second term beginning on the first Monday in April of each year, and shall continue until the last Saturday before the first Monday in July thereafter; the third term beginning on the first Monday in July and shall continue until the last Saturday before the first Monday in October thereafter; the fourth term beginning on the first Monday in October of each year and shall continue until the last Saturday before the first Monday in January thereafter.

"Sec. 3b. All cases pending in the Fourteenth Judicial District Court, the Forty-fourth Judicial District Court and the Sixty-eighth Judicial District Court at the time this act shall take effect, and over which by the terms of this act the Dallas County District Court of Domestic Relations is given jurisdiction, shall be by the respective judges of said courts transferred to the said Dallas County District Court of Domestic Relations.

"Sec. 3c. That the said court shall be provided with a judge, a clerk and other officers, and shall be maintained as is now provided by law for the Forty-fourth District court of Dallas county.

"Sec. 3d. All laws and parts of laws in conflict with this act are hereby expressly repealed, in so far as such conflict may exist."

Mrs. Wilmans moved the previous question on the pending amendment, and the motion was not seconded.

Mr. Greer moved a call of the House for the purpose of maintaining a quorum until 11 o'clock a. m. today, and the motion was lost.

Mr. Purl moved to table the amendment by Mrs. Wilmans.

Yeas and nays were demanded and

the motion to table prevailed by the following vote:

Yeas—55.

| | |
|---------------|--------------------|
| Abney. | Jacks. |
| Amsler. | Jennings. |
| Baldwin. | Johnson. |
| Beasley. | Kemble. |
| Bell. | Laird. |
| Bobbitt. | Lewis. |
| Brady. | Loftin. |
| Burmeister. | Looney. |
| Cable. | McDaniel. |
| Carpenter | Martin. |
| of Dallas. | Melson. |
| Carpenter | Merriman. |
| of Matagorda. | Merritt. |
| Carson. | Miller. |
| Chitwood. | Morgan |
| Covey. | of Liberty. |
| Crawford. | Pinkston. |
| Culp. | Pool. |
| Dielmann. | Pope. |
| Dodd. | Purl. |
| Edwards. | Quaid. |
| Green. | Robinson. |
| Harrington. | Sanford. |
| Henderson | Shires. |
| of Marion. | Stewart of Reeves. |
| Hendricks. | Wells. |
| Houston. | Wessels. |
| Howeth. | Williamson. |
| Hughes. | Young. |
| Irwin. | |

Nays—47.

| | |
|------------------|---------------------|
| Arnold. | LeSturgeon. |
| Atkinson. | McBride. |
| Avis. | McKean. |
| Baker of Orange. | McNatt. |
| Barker. | Mathes. |
| Barrett. | Moore. |
| Bird. | Perdue. |
| Bonham. | Rowland. |
| Bryant. | Russell of Trinity. |
| Cowen. | Sackett. |
| DeBerry. | Satterwhite. |
| Downs. | Shearer. |
| Driggers. | Sparkman. |
| Duffey. | Stell. |
| Dunn. | Stewart of Jasper. |
| Durham. | Stroder. |
| Fields. | Sweet. |
| Finlay. | Teer. |
| Greer. | Thompson. |
| Harris. | Turner. |
| Henderson | Vaughan. |
| of McLennan. | Westbrook. |
| Lamb. | Wilmans. |
| LeMaster. | Wilson. |

Present—Not Voting.

| | |
|----------|----------|
| Blount. | Patman. |
| Jones. | Price. |
| Maxwell. | Rice. |
| Pate. | Simpson. |

| | |
|-------------------------|----------------------|
| Stewart of Edwards. | Storey. Thrasher. |
| | Absent. |
| Baker of Milam. | Lackey. |
| Carter of Coke. | Lane. |
| Coffee. | McDonald. |
| Davenport. | McFarlane. |
| Davis. | Montgomery. |
| Dinkle. | Patterson. |
| Dunlap. | Potter. |
| Faubion. | Quinn. |
| Frnka. | Rogers. |
| Fugler. | Rountree. |
| Gipson. | Smith. |
| Hardin of Erath. | Stevens. |
| Hardin of Kaufman. | Wallace. Winfree. |
| | Absent—Excused. |
| Carter of Hays. | Russell. |
| Collins. | of Callahan. |
| Hull. | Stiernberg. |
| Lusk. | Strickland. |
| Morgan of Robertson. | |

Mr. Abney moved to reconsider the vote by which the amendment by Mrs. Wilmans, relating to Section 1, was adopted.

Question—Shall the motion to reconsider prevail?

MESSAGE FROM THE SENATE.

Senate Chamber,
Austin, Texas, February 22, 1923.

Hon. R. E. Seagler, Speaker of the House of Representatives.

Sir: I am directed by the Senate to inform the House that the Senate has passed

S. B. No. 149, A bill to be entitled "An Act to amend Article 3896 and Article 3901 of Title 58, Chapter 4 of the Revised Civil Statutes of Texas, 1911, relative to the meaning and beginning of a fiscal year, such year beginning on January first of each year, and requiring each officer named in Articles 3881 to 3886, and also the sheriffs, to file reports and make the settlement required in this chapter on January first of each year, and further requiring of such officers on or before the second Mondays in March, June, September and December of each year to make reports in writing and under oath to the commissioners court of their respective counties of all moneys and fees coming to their hands as such officers, and the name of the person entitled thereto, and requiring such report to be filed with the county clerk, and by him kept and pre-

served for future reference and examination, and declaring an emergency."

S. B. No. 179, A bill to be entitled "An Act to amend Article 2771, R. S. 1911, as amended by the Thirty-fifth Legislature, Chapter 160, reducing the amount of bond required of depositories of independent districts."

S. B. No. 180, A bill to be entitled "An Act to amend Article 2895, R. S., 1911, fixing the time and limiting the term of employment of superintendent, principal and teachers in independent school districts, and creating an emergency."

S. B. No. 220, A bill to be entitled "An Act authorizing the Galveston and Western Railway Company to abandon a portion of its track and line of railroad in the city of Galveston, Galveston county, Texas, and to relinquish its rails, track and material to the city of Galveston."

S. B. No. 313, A bill to be entitled "An Act to amend Chapter 10 of Title 48 of the Revised Civil Statutes of 1911, relating to the powers and duties of the State Board of Education with reference to the purchase of bonds for the account of the State permanent school fund, by adding to said chapter immediately after Article 2740 a new article to be known as Article 2740a, and validating the purchase of bonds by the State Board of Education purchased on deferred payments of the purchase price as of the time of the respective payments on the purchase price of such bonds, and prescribing certain duties of the State Board of Education, the State Treasurer and the State Comptroller of Public Accounts with reference to allowing credits on certain interest coupons attached to said bonds by reason of deferred payments of the purchase price thereof, and limiting the validation of said purchase contract to all bonds purchased on deferred credit since January 1, 1921; providing for adjustment and return of moneys advanced by the State as compensation for accrued interest on said bonds prior to the date of said purchase, and declaring an emergency."

S. B. No. 314, A bill to be entitled "An Act authorizing the Gulf, Colorado and Santa Fe Railway Company to purchase, own and operate the railroad and other property, with its franchise and appurtenances, now or hereafter owned by Galveston and Western Railway Company in the city of Galveston, State of Texas, west of the east line of Thirty-eighth street, or any part or parts there-

of, including all ordinances of the city of Galveston now existing or hereafter passed relating to rights or franchises in the streets of said city west of the east line of said Thirty-eighth street, and declaring an emergency."

S. B. No. 340, A bill to be entitled "An Act creating the Nada County Line Common School District, composed of territory in Colorado and Wharton counties, to be under the jurisdiction of Colorado county for all school purposes, defining its boundaries, providing for the election of a board of trustees to manage and control the public free schools within said district; providing that the local maintenance tax now levied in each portion of said district shall not be abrogated by the passage of this act, providing that same shall continue to be assessed, levied, and collected until said district holds an election to determine its rate of taxation, if any; providing that the portion of said district lying in Wharton county shall not be released by the passage of this act from the payment of its pro rata share of the bond tax now being levied, assessed and collected therein as a part of the Taiton Common School District No. 29 of Wharton county, but the same shall continue to be levied, assessed and collected from it until all bonds now outstanding against said Taiton District are fully paid off and discharged; provided that said Nada County Line Common School District shall be governed by the general laws of Texas relating to such districts, when not in conflict with this act; providing that the board of trustees now in authority in the Nada Common School District of Colorado county, Texas, shall continue in authority for the Nada County Line Common School District until the next election of school trustees as provided by law for such districts, when two of their successors shall be elected, and that an election be held each year, as provided by general laws of this State, and declaring an emergency."

S. B. No. 345, A bill to be entitled "An Act to appropriate the sum of ten thousand dollars out of the funds in the Treasury not otherwise appropriated for the purpose of building a temporary building on the campus of and for the Texas Normal College at Denton, Texas, said building to be used for the purpose of housing students during the rebuilding of the administration building of said school."

H. B. No. 102, A bill to be entitled "An Act to provide for revising, digesting, annotating and publishing the civil and criminal laws of the State of Texas, and to require the commissioners appointed to revise the Statutes to prepare two bills, one providing a civil and one a criminal code of practice in the courts of this State, and report the same to the Governor, who shall submit the same to the Legislature," with amendments.

H. B. No. 132, A bill to be entitled "An Act to amend Article 465 of the Code of Criminal Procedure of the State of Texas, and to further define the mode of prosecuting the offense of perjury in certain cases," with amendments.

H. B. No. 225, A bill to be entitled "An Act to prohibit the hunting, trapping, ensnaring or killing of any wild deer, buck, doe or fawn within the limits of the county of Bosque, State of Texas, for a period of five years from and after the passage of this act, and providing a penalty therefor, and declaring an emergency."

H. B. No. 295, A bill to be entitled "An Act to amend Section 72 of Chapter 87 of the Acts of the Regular Session of the Thirty-fifth Legislature, providing for the election of directors of water improvement districts, and that in certain specified districts such directors shall be appointed by the county commissioners court, such districts being those which contain not to exceed twelve thousand acres of land, and in which sixty outside of the district, but who live within the county in which such district is located; providing time of appointment of such directors, and that petitions may be filed with said court by the land owners asking for appointment of certain persons as directors, and declaring an emergency."

H. B. No. 335, A bill to be entitled "An Act amending Sections 3, 5 and 6 of Chapter 33 of the General Laws of the State of Texas, passed by the Thirty-seventh Legislature at its Regular Session, approved March 18, 1921, which was an act entitled 'An Act reorganizing and adjusting the Fourth and Seventy-first Judicial Districts of Texas, incorporating Gregg county in the Seventy-first Judicial District and fixing the time of holding court in each of the several counties of said two districts and providing for the proper administration of said courts, and declaring an emergency,' the purpose of this amendment being to amend Section 3 of said

act so as to rearrange the times of holding courts in the Seventy-first Judicial District of Texas, which composes Harrison and Gregg counties, and making provision for the validity of process and declaring an emergency."

H. B. No. 367, A bill to be entitled "An Act to amend an act passed by the Thirty-second Legislature of the State of Texas at its Regular Session, creating the county court of Bexar county for civil cases, by House bill No. 111, approved on February 20, 1911, as found on pages 15, 16 and 17 of the session laws of said Legislature, by adding another section thereto, to wit: Section 12a, providing for the appointment of an official shorthand reporter for said court for the purpose of preserving a record in all cases tried in said causes; providing for the salary and fees of such shorthand reporter, and providing for additional costs to be taxed in each case now pending and hereafter to be filed in said court, and declaring an emergency."

H. B. No. 478, A bill to be entitled "An Act creating an independent school district to be known as the Riverdale Independent School District in Goliad county, and to provide for a board of trustees and other officers of such district; to authorize the board of trustees to levy and assess and collect special taxes, and to issue and dispose of bonds of such district for the purpose of purchasing school sites and erecting, repairing, furnishing and equipping school buildings within the same, and to pay current expenses in the maintenance and support of the public schools therein, and to further prescribe the duties and authority of the board of trustees, and declaring an emergency."

Respectfully,

RICHARD BLALOCK,
Assistant Secretary of the Senate.

RECESS.

On motion of Mr. Jones, the House, at 12 o'clock m., took recess to 2 o'clock p. m. today.

AFTERNOON SESSION.

The House met at 2 o'clock p. m. and was called to order by the Speaker.

SENATE BILL NO. 335 ON ITS PASSAGE TO THIRD READING.

The House resumed consideration of pending business, same being Senate

bill No. 335, providing for creating of a domestic relations court in Dallas county, on its passage to third reading with motion by Mr. Abney to reconsider the vote by which the amendment relating to Section 1 of the bill was adopted, pending.

Mrs. Wilmans moved the previous question on the motion to reconsider, and the main question was ordered.

Question recurring on the motion to reconsider the vote by which the amendment was adopted, yeas and nays were demanded.

The motion to reconsider prevailed by the following vote:

Yeas—73.

| | |
|------------------|--------------------|
| Abney. | Loftin. |
| Amsler. | McDaniel. |
| Arnold. | McNatt. |
| Atkinson. | Martin. |
| Avis. | Mathes. |
| Baker of Orange. | Melson. |
| Baldwin. | Merriman. |
| Bell. | Merritt. |
| Bobbitt. | Miller. |
| Brady. | Montgomery. |
| Burmeister. | Morgan |
| Cable. | of Liberty. |
| Carpenter | Perdue. |
| of Dallas. | Pinkston. |
| Carpenter | Pope. |
| of Matagorda. | Potter. |
| Carson. | Price. |
| Coffee. | Purl. |
| Crawford. | Rice. |
| Davenport. | Rowland. |
| Dodd. | Sackett. |
| Edwards. | Sanford. |
| Green. | Satterwhite. |
| Hardin of Erath. | Shires. |
| Henderson | Smith. |
| of Marion. | Sparkman. |
| Henderson | Stell. |
| of McLennan. | Stevens. |
| Houston. | Stewart |
| Howeth. | of Edwards. |
| Hughes. | Stewart of Jasper. |
| Irwin. | Stewart of Reeves. |
| Jacks. | Storey. |
| Jennings. | Sweet. |
| Kemble. | Teer. |
| Lackey. | Wells. |
| Laird. | Wessels. |
| LeMaster. | Williamson. |
| Lewis. | Young. |

Nays—28.

| | |
|----------|-----------|
| Barker. | Chitwood. |
| Barrett. | Cowen. |
| Bird. | Davis. |
| Bonham. | DeBerry. |

| | |
|-----------|---------------------|
| Driggers. | McBride. |
| Duffey. | McKean. |
| Dunn. | Moore. |
| Durham. | Russell of Trinity. |
| Fields. | Thompson. |
| Finlay. | Thrasher. |
| Greer. | Turner. |
| Harris. | Westbrook. |
| Lamb. | Wilmans. |
| Looney. | Wilson. |

Present—Not Voting.

| | |
|-----------------|----------|
| Bryant. | Pate. |
| Carter of Coke. | Patman. |
| Faubion. | Stroder. |
| Harrington. | Vaughan. |
| Jones. | |

Absent.

| | |
|-----------------|--------------|
| Baker of Milam. | LeSturgeon. |
| Beasley. | McDonald. |
| Blount. | McFarlane. |
| Covey. | Maxwell. |
| Culp. | Patterson. |
| Dielmann. | Pool. |
| Dinkle. | Quaid. |
| Downs. | Quinn. |
| Dunlap. | Robinson. |
| Frnka. | Rogers. |
| Fugler. | Rountree. |
| Gipson. | Russell |
| Hardin | of Callahan. |
| of Kaufman. | Shearer. |
| Hendricks. | Simpson. |
| Johnson. | Wallace. |
| Lane. | Winfree. |

Absent—Excused.

| | |
|-----------------|---------------|
| Carter of Hays. | Morgan |
| Collins. | of Robertson. |
| Hull. | Stiernberg |
| Lusk. | Strickland. |

Question then recurring on the amendment, yeas and nays were demanded.

The amendment was lost by the following vote:

Yeas—29.

| | |
|-----------|---------------------|
| Barker. | LeMaster. |
| Barrett. | McBride. |
| Bird. | McKean. |
| Chitwood. | Moore. |
| Cowen. | Russell of Trinity. |
| Davis. | Sackett. |
| Driggers. | Satterwhite. |
| Duffey. | Stell. |
| Dunn. | Sweet. |
| Durham. | Thompson. |
| Fields. | Turner. |
| Finlay. | Westbrook. |
| Greer. | Wilmans. |
| Harris. | Wilson. |
| Lamb. | |

Nays—63.

| | |
|------------------|--------------------|
| Abney. | Kemble. |
| Amsler. | Laird. |
| Arnold. | Lewis. |
| Atkinson. | Looney. |
| Avis. | McDaniel. |
| Baker of Orange. | McNatt. |
| Baldwin. | Martin. |
| Bell. | Mathes. |
| Bobbitt. | Melson. |
| Bonham. | Merriman. |
| Brady. | Merritt. |
| Burmeister. | Miller. |
| Cable. | Montgomery. |
| Carpenter | Morgan |
| of Dallas. | of Liberty. |
| Carpenter | Perdue. |
| of Matagorda. | Pope. |
| Carson. | Potter. |
| Coffee. | Purl. |
| Covey. | Rice. |
| Crawford. | Rountree. |
| Culp. | Rowland. |
| Davenport. | Sanford. |
| Dodd. | Shires. |
| Edwards. | Smith. |
| Green. | Sparkman. |
| Hardin of Erath. | Stevens. |
| Henderson | Stewart of Jasper. |
| of Marion. | Stewart of Reeves. |
| Houston. | Storey. |
| Hughes. | Wells. |
| Irwin. | Wessels. |
| Jacks. | Williamson. |
| Jennings. | Young. |

Present—Not Voting.

| | |
|-----------------|-------------|
| Bryant. | McDonald. |
| Carter of Coke. | Pate. |
| DeBerry. | Patman. |
| Harrington. | Pinkston. |
| Henderson | Price. |
| of McLennan. | Stewart |
| Howeth. | of Edwards. |
| Jones. | Stroder. |
| Lackey. | Vaughan. |

Absent.

| | |
|-----------------|--------------|
| Baker of Milam. | Loftin. |
| Beasley. | McFarlane. |
| Blount. | Maxwell. |
| Dielmann. | Patterson. |
| Dinkle. | Pool. |
| Downs. | Quaid. |
| Dunlap. | Quinn. |
| Faubion. | Robinson. |
| Frnka. | Rogers. |
| Fugler. | Russell. |
| Gipson. | of Callahan. |
| Hardin | Shearer. |
| of Kaufman. | Simpson. |
| Hendricks. | Teer. |
| Johnson. | Thrasher. |
| Lane. | Wallace. |
| LeSturgeon. | Winfree. |

Absent—Excused.

| | |
|-----------------|---------------|
| Carter of Hays. | Morgan |
| Collins. | of Robertson. |
| Hull. | Stiernberg. |
| Lusk. | Strickland. |

Mrs. Wilmans offered the following amendment to the bill:

Amend Senate bill No. 335 by striking out the enacting clause.

Mr. Carpenter of Dallas moved to table the amendment.

Yeas and nays were demanded and the motion to table prevailed by the following vote:

Yeas—75.

| | |
|------------------|--------------------|
| Abney. | McBride. |
| Amsler. | McDaniel. |
| Avis. | McFarlane. |
| Baker of Orange. | McNatt. |
| Baldwin. | Martin. |
| Barrett. | Mathes. |
| Bell. | Maxwell. |
| Bobbitt. | Melson. |
| Bonham. | Merriman. |
| Brady. | Merritt. |
| Burmeister. | Miller. |
| Cable. | Montgomery. |
| Carpenter | Moore. |
| of Dallas. | Morgan |
| Carpenter | of Liberty. |
| of Matagorda. | Patman. |
| Carson. | Perdue. |
| Coffee. | Pope. |
| Covey. | Potter. |
| Crawford. | Price. |
| Culp. | Purl. |
| Downs. | Quaid. |
| Dunn. | Rowland. |
| Edwards. | Sanford. |
| Green. | Satterwhite. |
| Hardin of Erath. | Shires. |
| Henderson | Simpson. |
| of Marion. | Smith. |
| Houston. | Sparkman. |
| Howeth. | Stell. |
| Hughes. | Stewart of Jasper. |
| Irwin. | Stewart of Reeves. |
| Jacks. | Storey. |
| Johnson. | Sweet. |
| Kemble. | Teer. |
| Laird. | Thrasher. |
| Lane. | Wells. |
| Lewis. | Wessels. |
| Loftin. | Williamson. |
| Looney. | Young. |

Nays—24.

| | |
|-----------|-----------|
| Atkinson. | Driggers. |
| Barker. | Duffey. |
| Bird. | Durham. |
| Chitwood. | Fields. |
| Cowen. | Finlay. |
| Davis. | Greer. |

| | |
|---------------------|------------|
| Harris. | Thompson. |
| Lamb. | Turner. |
| LeMaster. | Vaughan. |
| McKean. | Westbrook. |
| Rountree. | Wilmans. |
| Russell of Trinity. | Wilson. |
| Sackett. | |

Present—Not Voting.

| | |
|-----------------|-------------|
| Arnold. | Lackey. |
| Bryant. | McDonald. |
| Carter of Coke. | Pate. |
| DeBerry. | Pinkston. |
| Faubion. | Stevens. |
| Henderson | Stewart |
| of McLennan. | of Edwards. |
| Jennings. | Stroder. |
| Jones. | |

Absent.

| | |
|-----------------|-------------|
| Baker of Milam. | Harrington. |
| Beasley. | Hendricks. |
| Blount. | LeSturgeon. |
| Davenport. | Patterson. |
| Dielmann. | Pool. |
| Dinkle. | Quinn. |
| Dodd. | Rice. |
| Dunlap. | Robinson. |
| Frnka. | Rogers. |
| Fugler. | Shearer. |
| Gipson. | Wallace. |
| Hardin | Winfree. |
| of Kaufman. | |

Absent—Excused.

| | |
|-----------------|--------------|
| Carter of Hays. | Russell. |
| Collins. | of Callahan. |
| Hull. | Stiernberg. |
| Lusk. | Strickland. |
| Morgan | |
| of Robertson. | |

Senate bill No. 335 was then passed to third reading by the following vote:

Yeas—77.

| | |
|------------------|------------------|
| Abney. | Covey. |
| Amsler. | Cowen. |
| Avis. | Crawford. |
| Baker of Orange. | Culp. |
| Baldwin. | Davenport. |
| Barrett. | Dodd. |
| Bell. | Downs. |
| Bobbitt. | Duffey. |
| Bonham. | Dunn. |
| Brady. | Durham. |
| Burmeister. | Edwards. |
| Cable. | Green. |
| Carpenter | Hardin of Erath. |
| of Dallas. | Houston. |
| Carpenter | Henderson |
| of Matagorda. | of Marion. |
| Carson. | Henderson |
| Chitwood. | of McLennan. |
| Coffee. | Howeth. |

| | |
|--------------|--------------------|
| Hughes. | Price. |
| Irwin. | Purl. |
| Jacks. | Quaid. |
| Johnson. | Rowland. |
| Kemble. | Sackett. |
| Laird. | Sanford. |
| Lane. | Satterwhite. |
| LeStourgeon. | Shires. |
| Lewis. | Simpson. |
| Looney. | Smith. |
| McBride. | Stell. |
| McDaniel. | Stewart |
| McNatt. | of Edwards. |
| Martin. | Stewart of Reeves. |
| Melson. | Storey. |
| Merriman. | Stroder. |
| Miller. | Sweet. |
| Montgomery. | Teer. |
| Moore. | Thrasher. |
| Morgan | Wells. |
| of Liberty. | Wessels. |
| Perdue. | Williamson. |
| Pope. | Young. |
| Potter. | |

Nays—22.

| | |
|-----------|---------------------|
| Atkinson. | McKean. |
| Barker. | Merritt. |
| Davis. | Russell of Trinity. |
| Driggers. | Sparkman. |
| Fields. | Stevens. |
| Finlay. | Thompson. |
| Greer. | Turner. |
| Harris. | Westbrook. |
| Jennings. | Wilmans. |
| Lamb. | Wilson. |
| LeMaster. | |

Present—Not Voting.

| | |
|-----------------|-----------|
| Arnold. | Lackey. |
| Bird. | McDonald. |
| Bryant. | Mathes. |
| Carter of Coke. | Pate. |
| DeBerry. | Pinkston. |
| Jones. | Vaughan. |

Absent.

| | |
|-----------------|--------------------|
| Baker of Milam. | McFarlane. |
| Beasley. | Maxwell. |
| Blount. | Patman. |
| Dielmann. | Patterson. |
| Dinkle. | Pool. |
| Dunlap. | Quinn. |
| Faubion. | Rice. |
| Frnka. | Robinson. |
| Fugler. | Rogers. |
| Gipson. | Rountree. |
| Hardin | Shearer. |
| of Kaufman. | Stewart of Jasper. |
| Harrington. | Wallace. |
| Hendricks. | Winfree. |
| Loftin. | |

Absent—Excused.

| | |
|-----------------|-------|
| Carter of Hays. | Hull. |
| Collins. | Lusk. |

| | |
|---------------|-------------|
| Morgan | Stiernberg. |
| of Robertson. | Strickland. |
| Russell. | |
| of Callahan. | |

Mr. Purl moved to reconsider the vote by which the bill was passed to third reading and to table the motion to reconsider.

The motion to table prevailed.

HOUSE BILL NO. 132 WITH SENATE AMENDMENTS.

Mr. Fields called up from the Speaker's table, with Senate amendments, for consideration of the amendments,

H. B. No. 132, A bill to be entitled "An Act to amend Article 465 of the Code of Criminal Procedure of the State of Texas, and to further define the mode of prosecuting the offense of perjury in certain cases."

The Speaker laid the bill before the House, and the Senate amendments were read.

On motion of Mr. Fields, the House concurred in the Senate amendments.

CONFERENCE COMMITTEE ON SENATE BILL NO. 110.

Mr. Blount called up from the Speaker's table, for consideration at this time, the request of the Senate for a free conference committee on Senate bill No. 110.

The Speaker laid the request of the Senate before the House.

Question—Shall the request be granted?

On motion of Mr. Blount the request was granted.

The Speaker announced the appointment of the following conference committee on the part of the House on Senate bill No. 110:

Messrs. Price, Patman, Loftin, Blount and Irwin.

HOUSE BILL NO. 102 WITH SENATE AMENDMENTS.

Mr. Patman called up from the Speaker's table, with Senate amendments, for consideration of the amendments,

H. B. No. 102, A bill to be entitled "An Act to provide for revising, digesting, annotating and publishing the civil and criminal laws of the State of Texas, and to require the commissioners appointed to revise the Statutes to prepare two bills, one providing a civil

and one a criminal code of practice in the courts of this State, and report the same to the Governor, who shall submit the same to the Legislature."

The Speaker laid the bill before the House and the Senate amendments were read.

Mr. Patman moved that the House concur in the Senate amendments.

Yeas and nays were demanded and the House concurred by the following vote:

Yeas—102.

| | |
|------------------|---------------------|
| Mr. Speaker. | Lane. |
| Amsler. | LeSturgeon. |
| Arnold. | Lewis. |
| Atkinson. | Loftin. |
| Avis. | Looney. |
| Baker of Orange. | McBride. |
| Baldwin. | McDaniel. |
| Barrett. | McNatt. |
| Bell. | Martin. |
| Bird. | Maxwell. |
| Bobbitt. | Melson. |
| Bonham. | Merriman. |
| Brady. | Merritt. |
| Bryant. | Montgomery. |
| Burmeister. | Moore. |
| Cable. | Pate. |
| Carpenter | Patman. |
| of Matagorda. | Perdue. |
| Chitwood. | Pinkston. |
| Coffee. | Pool. |
| Covey. | Pope. |
| Cowen. | Price. |
| Crawford. | Quaid. |
| Culp. | Rice. |
| Davenport. | Rogers. |
| Davis. | Rountree. |
| DeBerry. | Rowland. |
| Dinkle. | Russell of Trinity. |
| Dodd. | Sackett. |
| Downs. | Sanford. |
| Driggers. | Satterwhite. |
| Duffey. | Shearer. |
| Dunn. | Shires. |
| Edwards. | Simpson. |
| Faubion. | Sparkman. |
| Fields. | Stell. |
| Finlay. | Stewart |
| Green. | of Edwards. |
| Greer. | Stewart of Jasper. |
| Harris. | Stewart of Reeves. |
| Henderson | Stiernberg. |
| of Marion. | Storey. |
| Henderson | Strickland. |
| of McLennan. | Stroder. |
| Houston. | Sweet. |
| Hughes. | Thompson. |
| Irwin. | Thrasher. |
| Jennings. | Turner. |
| Johnson. | Vaughan. |
| Kemble. | Wallace. |
| Laird. | Wells. |
| Lamb. | Westbrook. |

Williamson.
Wilmans.

Wilson.
Young.

Nays—4.

Durham.
Jones.

LeMaster.
Potter.

Absent.

| | |
|------------------|-------------|
| Abney. | Howeth. |
| Baker of Milam. | Jacks. |
| Barker. | Lackey. |
| Beasley. | McDonald. |
| Blount. | McFarlane. |
| Carpenter | McKean. |
| of Dallas. | Mathes. |
| Carson. | Miller. |
| Carter of Coke. | Morgan |
| Dielmann. | of Liberty. |
| Dunlap. | Patterson. |
| Frnka. | Purl. |
| Fugler. | Quinn. |
| Gipson. | Robinson. |
| Hardin of Erath. | Smith. |
| Harrington. | Stevens. |
| Hardin | Teer. |
| of Kaufman. | Wessels. |
| Hendricks. | Winfree. |

Absent—Excused.

| | |
|-----------------|---------------|
| Carter of Hays. | Morgan |
| Collins. | of Robertson. |
| Hull. | Russell. |
| Lusk. | of Callahan. |

BILLS ORDERED NOT PRINTED.

On motion of Mr. Faubion, House bill No. 622 was ordered not printed.

On motion of Mr. Stewart of Edwards, House bill No. 620 was ordered not printed.

On motion of Mr. Green, the following bills were ordered not printed: House bills Nos. 589, 596, 588, and Senate bill No. 295.

HOUSE BILL NO. 254 ON SECOND READING.

On motion of Mr. Davenport, by unanimous consent, the regular order of business was suspended to take up and have placed on its second reading and passage to engrossment,

H. B. No. 254, A bill to be entitled "An Act fixing in counties having a population in excess of one hundred and fifty thousand inhabitants the compensation of district attorneys and providing for the appointment of assistant district attorneys, investigators, stenographers, deputies and other employes, and providing for their salaries and the manner of their payment, and

repealing all laws in conflict herewith, with exceptions, and declaring an emergency."

The Speaker laid the bill before the House, it was read second time and was passed to engrossment.

HOUSE BILL NO. 254 ON THIRD READING.

Mr. Rogers moved that the constitutional rule requiring bills to be read on three several days be suspended and that House bill No. 254 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—99.

| | |
|------------------|---------------------|
| Mr. Speaker. | Jennings. |
| Amsler. | Johnson. |
| Arnold. | Jones. |
| Atkinson. | Kemble. |
| Avis. | Lackey. |
| Baker of Orange. | Lamb. |
| Baldwin. | Lane. |
| Bell. | LeStourgeon. |
| Bobbitt. | Looney. |
| Bonham. | McBride. |
| Brady. | McDonald. |
| Bryant. | McFarlane. |
| Burmeister. | McKean. |
| Cable. | McNatt. |
| Carpenter | Martin. |
| of Matagorda. | Maxwell. |
| Carson. | Merriman. |
| Carter of Coke. | Merritt. |
| Chitwood. | Miller. |
| Coffee. | Montgomery. |
| Covey. | Moore. |
| Cowen. | Pate. |
| Davenport. | Patman. |
| Davis. | Perdue. |
| DeBerry. | Pinkston. |
| Dinkle. | Pool. |
| Dodd. | Potter. |
| Downs. | Price. |
| Driggers. | Quaid. |
| Duffey. | Rice. |
| Dunn. | Rogers. |
| Durham. | Rountree. |
| Edwards. | Russell of Trinity. |
| Faubion. | Sackett. |
| Finlay. | Sanford. |
| Gipson. | Satterwhite. |
| Green. | Shearer. |
| Greer. | Shires. |
| Hardin of Erath. | Simpson. |
| Henderson | Smith. |
| of Marion. | Sparkman. |
| Henderson | Stell. |
| of McLennan. | Stewart |
| Houston. | of Edwards. |
| Hughes. | Stewart of Jasper. |
| Irwin. | Stewart of Reeves. |
| Jacks. | Stroder. |

Sweet.
Thompson.
Turner.
Vaughan.
Wells.

Westbrook.
Williamson.
Wilson.
Young.

Nays—5.

Barker.
Harris.
Laird.

McDaniel.
Rowland.

Present—Not Voting.

Wilmans.

Absent.

Baker of Milam.
Barrett.
Beasley.
Bird.
Blount.
Carpenter
of Dallas.
Culp.
Dielmann.
Dunlap.
Fields.
Frnka.
Fugler.
Hardin
of Kaufman.
Harrington.
Hendricks.
Howeth.
LeMaster.

Lewis.
Loftin.
Mathes.
Melson.
Morgan
of Liberty.
Patterson.
Pope.
Purl.
Quinn.
Robinson.
Stevens.
Storey.
Teer.
Thrasher.
Wallace.
Wessels.
Winfree.

Absent—Excused.

Abney.
Carter of Hays.
Collins.
Crawford.
Hull.
Lusk.

Morgan
of Robertson.
Russell.
of Callahan.
Stiernberg.
Strickland.

The Speaker then laid House bill No. 254 before the House on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—91.

| | |
|------------------|-----------------|
| Mr. Speaker. | Carter of Coke. |
| Amsler. | Chitwood. |
| Arnold. | Coffee. |
| Baker of Orange. | Covey. |
| Baldwin. | Cowen. |
| Bell. | Culp. |
| Bobbitt. | Davenport. |
| Bonham. | DeBerry. |
| Brady. | Dinkle. |
| Bryant. | Dodd. |
| Burmeister. | Downs. |
| Carpenter | Driggers. |
| of Dallas. | Duffey. |
| Carpenter | Dunn. |
| of Matagorda. | Durham. |
| Carson. | Edwards. |

| | |
|------------------|---------------------|
| Faubion. | Pate. |
| Finlay. | Patman. |
| Gipson. | Pinkston. |
| Green. | Pool. |
| Greer. | Potter. |
| Hardin of Erath. | Price. |
| Henderson | Purl. |
| of Marion. | Quaid. |
| Henderson | Rice. |
| of McLennan. | Rogers. |
| Houston. | Rountree. |
| Howeth. | Russell of Trinity. |
| Hughes. | Sackett. |
| Irwin. | Sanford. |
| Johnson. | Satterwhite. |
| Lackey. | Shearer. |
| Lamb. | Simpson. |
| Lane. | Smith. |
| LeSturgeon. | Stell. |
| Loftin. | Stewart of Jasper. |
| Looney. | Stewart of Reeves. |
| McBride. | Storey. |
| McDonald. | Stroder. |
| McKean. | Thompson. |
| McNatt. | Turner. |
| Martin. | Vaughan. |
| Maxwell. | Wells. |
| Merriman. | Westbrook. |
| Merritt. | Williamson. |
| Miller. | Wilson. |
| Montgomery. | Young. |
| McCore. | |

Nays—12.

| | |
|-----------|-----------|
| Atkinson. | LeMaster. |
| Barker. | McDaniel. |
| Cable. | Perdue. |
| Davis. | Rowland. |
| Harris. | Stevens. |
| Laird. | Wilmons. |

Absent.

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| Avis. | McFarlane. |
| Baker of Milam. | Mathes. |
| Barrett. | Melson. |
| Beasley. | Morgan |
| Bird. | of Liberty. |
| Blount. | Patterson. |
| Dielmann. | Pope. |
| Dunlap. | Quinn. |
| Fields. | Robinson. |
| Frnka. | Shires. |
| Fugler. | Sparkman. |
| Hardin | Stewart |
| of Kaufman. | of Edwards. |
| Harrington. | Sweet. |
| Hendricks. | Teer. |
| Jacks. | Thrasher. |
| Jennings. | Wallace. |
| Jones. | Wessels. |
| Kemble. | Winfree. |
| Lewis. | |

Absent—Excused.

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| Abney. | Collins. |
| Carter of Hays. | Crawford. |

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| Hull. | Russell. |
| Lusk. | of Callahan. |
| Morgan | Stiernberg. |
| of Robertson. | Strickland. |

HOUSE BILL NO. 487 ON SECOND READING.

On motion of Mr. Brady, by unanimous consent, the regular order of business was suspended to take up and have placed on its second reading and passage to engrossment,

H. B. No. 487, A bill to be entitled "An Act defining and regulating the practice of chiropody in the State of Texas; providing for the examination and registration of persons desiring to practice chiropody and the issuance of license therefor; providing for the creation of the State Board of Chiropody Examiners; prescribing fees that may be charged for registration; making it unlawful for any person not licensed under the law of this act to practice chiropody; providing for the registration of persons who have been engaged in the practice of chiropody in other States; for the revocation of licenses granted by the State Board of Chiropody Examiners for the State of Texas; prescribing fees to be charged by the State Board of Chiropody Examiners; defining offenses and prescribing penalties therefor, and declaring an emergency."

The Speaker laid the bill before the House, it was read second time and was passed to engrossment.

HOUSE BILL NO. 289 ON SECOND READING.

On motion of Mr. Avis, by unanimous consent, the regular order of business was suspended to take up and have placed on its second reading and passage to engrossment,

H. B. No. 289, A bill to be entitled "An Act to amend Article 3793, Chapter 1, Title 55, of the Revised Civil Statutes of 1911, of the State of Texas, relating to the exemption of personal property from forced sale, and declaring an emergency."

The Speaker laid the bill before the House, it was read second time and was passed to engrossment.

HOUSE BILL NO. 434 ON SECOND READING.

On motion of Mr. Durham, by unanimous consent, the regular order of business was suspended to take up and have

placed on its second reading and passage to engrossment,

H. B. No. 434, A bill to be entitled "An Act providing for the creation of the office of county superintendent of public instruction; providing for the election of a county superintendent; prescribing qualifications of the person holding the office; providing for filling vacancies in the office and specifically repealing Article 2750, Revised Statutes, 1911, and any part of the act of the Thirty-sixth Legislature, Third Called Session, Chapter 57, and any other law or parts of law which may be in conflict herewith, and declaring an emergency."

The Speaker laid the bill before the House and it was read second time.

Mr. Jones moved the previous question on the engrossment of the bill and the motion was not seconded.

ADJOURNMENT.

On motion of Mr. Laird, the House, at 3:14 o'clock p. m., adjourned until 3:15 o'clock p. m. Thursday.

APPENDIX.

STANDING COMMITTEE REPORTS.

The following committees have filed favorable reports on bills as follows:

Judiciary—House bills Nos. 621, 540, 612, 606, 604, 246, 598.

Judicial Districts—House bill No. 615.

School Districts—House bills Nos. 620, 582, 600, 596, 622, 588, 289; Senate bill No. 295.

Criminal Jurisprudence—Senate bill No. 123; House bills Nos. 159, 521.

Roads, Bridges and Ferries—House bill No. 587.

Counties—Senate bills No. 267; House bill No. 543.

State Affairs—House bills Nos. 590, 544.

Revenue and Taxation—House bills Nos. 496, 611, 172, 595.

Appropriations—House bills Nos. 602, 511.

Stock and Stock Raising—House bill No. 233.

Oil, Gas and Mines—House bills Nos. 406, 405.

Education—House bill No. 550.

The following committees have filed unfavorable reports on bills as follows:

Revenue and Taxation—House bills Nos. 471, 524.

School Districts—Senate bill No. 294.

REPORTS OF COMMITTEE ON ENGROSSED BILLS.

Committee Room,

Austin, Texas, February 22, 1923.

Hon. R. E. Seagler, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills have carefully examined and compared

H. B. No. 606, A bill to be entitled "An Act to reorganize the Thirty-eighth and Sixty-third Judicial Districts of the State of Texas; and to prescribe the time and fix the terms of holding the courts in each of said judicial districts, and to conform all writs and process from such courts to such changes, and to make all process issued or served before this act takes effect, including recognizances and bonds, returnable to the terms of the courts in the several districts as herein fixed and to validate process, and to validate the summoning of grand and petit jurors and juries; repealing all laws and parts of laws in conflict herewith, and declaring an emergency,"

And find the same correctly engrossed.

PRICE, Vice-Chairman.

Committee Room,

Austin, Texas, February 21, 1923.

Hon. R. E. Seagler, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills have carefully examined and compared

H. B. No. 566, A bill to be entitled "An Act to amend Chapter 87 of the Acts of the Regular Session of the Thirty-fifth Legislature and amendments thereto, by adding thereto a new section, to be known as Section 138, and providing that the board of directors of a water improvement district may exclude from same without requiring an application therefor lands which cannot be irrigated by gravity flow from the canal system as planned and constructed, and if the owner of such lands shall thereafter and within one year elect to place said lands or part thereof in cultivation by use of water from said irrigation system by means other

than provided at the time said lands were excluded, same may be again included in said district upon the application of the owner thereof made as provided by law; providing the manner of excluding and again including such lands in a district; also amending said act by amending Section 8 of Chapter 13 of the Acts of the Thirty-seventh Legislature, Regular Session, which act amended said Chapter 87, Acts of Regular Session of the Thirty-fifth Legislature, providing for the organization and operation of water improvement districts. This act amends Section 122 of said Chapter 87, Acts Regular Session Thirty-fifth Legislature as amended by Section 8, Acts of the Regular Session of the Thirty-seventh Legislature, and providing the manner and mode of levying and assessing taxes by such districts which may adopt the assessment of benefit plan of taxation, and that such districts may by election adopt a uniform basis of benefits applying to all lands irrigated by gravity flow from the canal system, and for a different basis of assessment on uniform basis on all lands classed as non-irrigable by gravity flow, and providing that if lands so classed as non-irrigable are thereafter irrigated the method of determining the amount of payments to be made thereon. The manner of adopting such assessments by election, declaring an emergency,"

And find the same correctly engrossed.
PRICE, Vice-Chairman.

Committee Room,
Austin, Texas, February 21, 1923.
Hon. R. E. Seagler, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills have carefully examined and compared

H. B. No. 537, A bill to be entitled "An Act to provide for the designation of district judges to hold special terms of court in the various judicial districts in the State when accumulation or urgency of business or the public interest justify or require such designation; providing for the manner of designation, and providing further for the appointment of a clerk by the Supreme Court, prescribing his duties and fixing his salary; and prescribing the manner in which reports shall be made by the various district courts to the Supreme Court showing the condition of the

dockets of the various district courts, and declaring an emergency,"

And find the same correctly engrossed.
PRICE, Vice-Chairman.

REPORTS OF COMMITTEE ON ENROLLED BILLS.

Committee Room,
Austin, Texas, February 22, 1923.
Hon. R. E. Seagler, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 131, "An Act to amend Article 2643, Revised Civil Statutes of Texas of 1911, setting aside the interest and income from the University Permanent Fund and lands for the purpose of constructing permanent improvements on the campus of the University or at its branches, declaring void any contract for the expenditure of said funds for any other purpose, repealing all laws in conflict herewith, and declaring an emergency,"

Have carefully compared same and find it correctly enrolled, and have this day, at 11:15 o'clock a. m., presented same to the Governor for his approval.
HENDRICKS, Chairman.

Committee Room,
Austin, Texas, February 22, 1923.
Hon. R. E. Seagler, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 241, "An Act to change and prescribe the time for holding district courts in the Thirty-first Judicial District of this State; to conform all writs and process from such courts to such changes, and to repeal all laws in conflict herewith, and declaring an emergency,"

Have carefully compared same and find it correctly enrolled, and have this day, at 11:15 o'clock a. m., presented same to the Governor for his approval.
HENDRICKS, Chairman.

Committee Room,
Austin, Texas, February 22, 1923.
Hon. R. E. Seagler, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 276, "An Act creating and incorporating the Key Independent School District in Dawson county,

Texas, out of territory now known as Key Common School District in said county; defining the boundaries thereof; providing for a board of trustees, their election, terms of office, qualifications, powers, duties and authority; authorizing the board of trustees to levy, assess and collect taxes for maintenance and building purposes; and to issue bonds; providing for an assessor and collector of taxes, and a board of equalization; providing that said Key Independent School District shall assume and discharge any and all bonds and indebtedness constituting valid and binding obligations of Key Common School District No. 15; validating and continuing in force any and all bond and maintenance tax heretofore voted and now in force in said common school district; validating the certain bond issue voted by Key Common School District No. 15; providing that title to any and all property of such common school district shall vest in the trustees of the independent school district hereby created; providing for filling vacancies on the board of trustees; providing for a seal for said district; providing that the board of trustees shall be governed by the general laws of the State of Texas in all matters where this act is silent; repealing all laws in conflict herewith; providing that invalidation by the courts of any section or provision of this act shall not invalidate any remaining provisions hereof, and declaring an emergency."

Have carefully compared same and find it correctly enrolled, and have this day, at 11:15 o'clock a. m., presented same to the Governor for his approval.

HENDRICKS, Chairman.

Committee Room.

Austin, Texas, February 22, 1923.

Hon. R. E. Seagler, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 309, "An Act constituting Bexar county the Thirty-seventh, Forty-fifth, Fifty-seventh, Seventy-third and Ninety-fourth Judicial Districts; providing for the present judges of the Thirty-seventh, Forty-fifth, Fifty-seventh and Seventy-third Judicial Districts to continue to hold their offices for the respective terms for which they were elected; the appointment of a suitable person by the Governor as judge of the Ninety-fourth Judicial District to hold office until the next general election;

prescribing the jurisdiction of said courts and providing for the election of judges thereof, and for the district attorney of the Thirty-seventh Judicial District to be the district attorney of all of said courts; and providing the terms of said courts, and providing for the empaneling of grand juries in the Thirty-seventh and Ninety-fourth Judicial Districts, and providing that the said grand juries shall return all bills of indictment to the court in which said grand jury was empaneled; and providing that said Thirty-seventh and Ninety-fourth Judicial District Courts shall give preference to the trial of criminal cases; and providing for the manner of transfer and disposition of cases on the docket of said courts and of cases from one district court to another, and declaring an emergency."

Have carefully compared same and find it correctly enrolled, and have this day, at 11:15 o'clock a. m., presented same to the Governor for his approval.

HENDRICKS, Chairman.

THIRTY-SECOND DAY.

(Thursday, February 22, 1923.)

The House met at 3:15 o'clock p. m., pursuant to adjournment, and was called to order by Speaker Seagler.

The roll was called and the following members were present:

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| Amsler. | Crawford. |
| Arnold. | Culp. |
| Atkinson. | Davenport. |
| Avis. | DeBerry. |
| Baker of Orange. | Dielmann. |
| Baldwin. | Dinkle. |
| Barker. | Dodd. |
| Barrett. | Downs. |
| Beasley. | Driggers. |
| Bell. | Duffey. |
| Bird. | Dunlap. |
| Blount. | Dunn. |
| Bobbitt. | Durham. |
| Bonham. | Edwards. |
| Brady. | Faubion. |
| Bryant. | Fields. |
| Burmeister. | Finlay. |
| Cable. | Frnka. |
| Carpenter | Gipson. |
| of Dallas. | Green. |
| Carpenter | Greer. |
| of Matagorda. | Hardin of Erath. |
| Carson. | Harrington. |
| Carter of Coke. | Harris. |
| Chitwood. | Henderson |
| Coffee. | of Marion. |
| Covey. | Henderson |
| Cowen. | of McLennan. |